

ENTERED

August 24, 2016

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
GALVESTON DIVISION

UNITED STATES OF AMERICA

§

VS.

§

CRIMINAL ACTION NO. 3:16-CR-3

CYNTHIA LYNN KNOX; aka LYERLA

§

O R D E R

Pending before the Court is Defendant's Third Agreed Motion for Continuance of All Settings (Dkt. 23). In accordance with 18 U.S.C. § 3161, the basis for the continuance is the finding that the ends of justice served in granting such continuance outweigh the best interests of the public and the Defendant in a speedy trial.

The Court finds that, pursuant to 18 U.S.C. § 3161, a failure to grant continuance in this case would deny counsel for the Defendant the reasonable time necessary for effective preparation taking into account the exercise of due diligence and would thereby result in a miscarriage of justice for the Defendant.

The Defendant recites that there has been inadequate time to sufficiently prepare for trial. Denial of the reasonable time necessary for effective trial preparation is expressly enunciated in 18 U.S.C. § 3161 as a factor in determining that a continuance in the ends of justice would outweigh the public's interest in a speedy trial.

IT IS HEREBY ORDERED that the Defendant's motion for continuance is **GRANTED**. A period of excludable delay shall commence from today, August 24, 2016, pursuant to 18 U.S.C. § 3161, and October 31, 2016.

It is further ORDERED that the scheduling order is amended as follows:

September 21, 2016 All MOTIONS will be filed no later than this date.

September 28, 2016 RESPONSES to motions will be filed no later than this date.

October 12, 2016 PROPOSED Voir Dire, charge, exhibit and witness list due.

October 27, 2016 PRETRIAL CONFERENCE
9:00 a.m.

October 31, 2016 JURY SELECTION AND TRIAL.
9:00 a.m.

SIGNED at Galveston, Texas, this 24th day of August, 2016.


George C. Hanks Jr.
United States District Judge